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8 Attorneys for United States of America

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 OAKLAND DIVISION

12
13 UNITED STATES OF AMERICA,) No. CR 14-00296 JST
14 Plaintiff,)
15 v.) STIPULATION AND [PROPOSED] ORDER
16 EDGARDO DUARTE,) EXCLUDING TIME UNDER THE SPEEDY TRIAL
17 Defendant.) ACT
18 _____)

19 **STIPULATION**

20 Defendant Edgardo Duarte, represented by Attorney Linda Fullerton, and the government,
21 represented by Assistant United States Attorney Chinhayi Cadet, appeared before the Honorable Jon S.
22 Tigar on June 10, 2016 for a status hearing. At the hearing, the defendant withdrew his motion for new
23 counsel. The Court put the matter over to September 23, 2016, at 2:00 p.m., and excluded time for
24 effective preparation of counsel.

25 On August 1, 2016, the parties received a Clerk's Notice, continuing the matter to September 30,
26 2016, at 2:00 p.m. Counsel for Duarte continues to review the discovery in this wiretap case, investigate
27 this matter, and confer with Duarte, taking into account the exercise of due diligence. Consequently, the
28 continuance allows for effective preparation of counsel for Duarte, taking into account the exercise of

1 due diligence.

2 Defendant Duarte and the government agree that the ends of justice served by excluding the
3 period from September 23, 2016 to September 30, 2016 from Speedy Trial Act calculations outweighs
4 the interests of the public and the defendant in a speedy trial by allowing for the effective preparation of
5 counsel, in accordance with 18 U.S.C. § 3161(h)(7)(A) and (B).

6 IT IS SO STIPULATED.

7 Dated: August 31, 2016

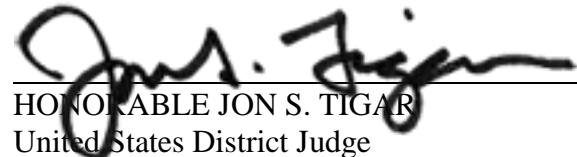
/s/
LINDA FULLERTON
Counsel for Defendant Edgardo Duarte

11 Dated: August 31, 2016

10 BRIAN J. STRETCH
Acting United States Attorney

12 IT IS SO ORDERED.

13 DATED: September 1, 2016

14 

HONORABLE JON S. TIGAR
United States District Judge